

c/o 242 W. 29th Street • Baltimore, Maryland 21211

In the only communication received from Mr. Tabb (dated March 17, 2003, and attached as Exhibit 2), Mr. Tabb was seemingly agreeable to seven months of discovery, but proposed a five week post-discovery period for dispositive motions. However, Mr. Tabb's proposed pre-trial scheduling order is not agreeable to us and we promptly wrote to him to inform him of this, but Mr. Tabb has failed to respond to our concerns.

Since receiving Judge Legg's Order, I have written to Plaintiff's counsel on numerous occasions, and I have left him several telephone messages. On March 7, 2003, the undersigned wrote Mr. Tabb and proposed seven months of discovery with a dispositive motions deadline set for three months after the close of discovery. (Exh. 1)

For the last three weeks, I have attempted to contact Mr. H. Jeffrey Tabb, counsel for the Plaintiffs, in connection with the above-referenced matter. As your Honor may know, this case was brought by two individuals who allege that they were injured in a scuffle with unknown BPD officers at a Preakness infield party. After Plaintiffs' finally named two officers, Judge Legg ordered that "[c]ounsel shall confer and by March 10, 2003 submit a revised schedule."

Dear Judge Quarles:

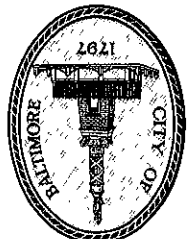
Re: Mullins et al. v. Baltimore City
Case No. L-02-CV-1634

Hon. William D. Quarles
United States District Court
For the District of Maryland
Northern Division
4415 U.S. Courthouse
101 W. Lombard Street
Baltimore, Maryland 21201

Via E-Filing

March 31, 2003

MARTIN O'MALLEY
Mayor



BALTIMORE POLICE DEPARTMENT



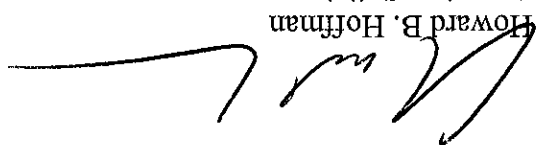
KEVIN P. CLARK
Police Commissioner

Hon. William D. Quarles
United States District Court
For the District of Maryland
Page 2
March 31, 2003

Given the difficulties that we have had in reaching Mr. Tabb and agreeing to a mutually acceptable pre-trial scheduling order, we request that the Court either issue a pre-trial scheduling which is appropriate given the circumstances, or hold a hearing with an eye towards assembling counsel and productively moving this matter forward.

Thank you for your assistance.

Sincerely,



Howard B. Hoffman
Associate Solicitor

Attachments

cc: All Counsel

cc: Peter Saar, Esq.

Howard B. Hoffman
Associate Solicitor



Sincerely,

As you were the party that requested an extension of time (a third one), would you be so kind to prepare a mutually acceptable proposed scheduling order, which can be captioned as a joint motion? Please provide for seven months of discovery and a dispositive motions deadline set for three months after the close of discovery.

Per Judge Legg's decision, please accept this as our effort to confer with you to resolve this scheduling matter. I will be out of the office Monday, March 10, 2003. Please contact Peter Saar, Esq., if you have any questions.

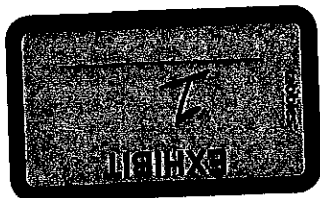
Dear Mr. Tabb:

Re: Mullins v. Unknown Officers
Case Number L-02-CV-1634

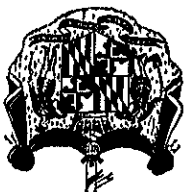
H. Jeffrey Tabb, Esq.
8955 Edmonston Road
Greenbelt, Maryland 20770

Via Facsimile (301) 513 0434

March 7, 2003



POLICE COMMISSIONER



BALTIMORE POLICE DEPARTMENT

MARTIN O'MALLEY
Mayor



This facsimile is intended only for the recipient, their employees and/or agents and should be treated as such and used for intended purposes ONLY. Any information contained herein is deemed confidential and should be treated as such and used for intended purposes ONLY.

(301) 441-3636.

If you should experience trouble receiving this fax, please contact this office at

MESSAGE:

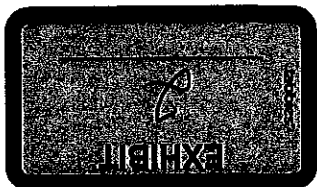
THIS FAX CONTAINS 3 PAGES, INCLUDING THE COVER SHEET.

TO: Howard Hoffman
FAX NO.: 410-396-2126
FROM: Jeff Tabb
DATE: 3/17/03
RE: Rollins v. Unknown Officers

FACSIMILE TRANSMISSION

H. Jeffrey Tabb, P.C.
Attorney at Law
8955A Edmonston Road
Greenbelt, Maryland 20770
(301) 441-3636
Fax: (301) 513-0434

X Not Legal
Teresa J. Brown



**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

CASEY MULLINS, et al.
Plaintiffs
*
*
*
*
*
*
BALTIMORE CITY, MARYLAND
Defendants
*
*
*
*
*
*
Civil Action No.: L-02-CV-1634

AMENDED SCHEDULING ORDER

The Plaintiffs, Casey and Jeremy Mullins and Unknown Officers through their respective counsel, submit the following Amended Scheduling Order:

I. Deadlines

March 28, 2003 Joint request for early settlement/
ADR conference
(This request will not postpone
discovery unless otherwise ordered)
March 28, 2003 Report re deposition hours
March 28, 2003 Initial report whether there is
unanimous consent to proceed before
a United States Magistrate Judge
April 30, 2003 Moving for joinder of
additional parties and
amendment of pleadings
June 23, 2003 Plaintiff's Rule 26(a)(2)
disclosures re experts
August 22, 2003 Defendant's Rule 26(a)(2)
disclosures re experts
September 5, 2003 Plaintiff's rebuttal Rule 26(a)(2)
disclosures re experts

Rule 26(e)(2) supplementation of
disclosures and responses

Discovery deadline:

Submission of status report

Requests for admission

Dispositive pretrial

Motions deadline

II. All other terms of this Court's prior Scheduling Order, June 16, 2002 are

incorporated herein.

Date March __, 2003

Benson Everett Legg
United States District Judge